

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Commercial Taxes Department - Allegations of corruption - Sri N.Suryanarayana Murthy, former Senior Assistant, O/o. DCTO, Ganapavaram, West Godavari District, now working as Senior Assistant, O/o.CTO, Palakol - Tapped on 10-12-1998 - Prosecution - Convicted - Dismissed from Government service - Filed O.A.No.3024/2006 - Interim orders - Accused Officer Continued into service - Criminal appeal - Allowed - Further action dropped - Suspension period regularised under FR 54 A (3) - Orders - Issued

REVENUE (VIGILANCE - II) DEPARTMENT

G.O.Rt.No.894

Dated :17-10-2014

Read the following:

- 1.G.O.Rt.No.664, Revenue (Vigilance-I) dept., dated 25-03-2006.
- 2.Interim orders of Hon`ble APAT in O.A.No.3024/06 dt.25-05-2006
- 3.Final orders of Hon`ble APAT in O.A.No.3024/06 dt.15-10-2009.
- 4.W.P.No.15412/2010 filed before the Hon`ble A.P.High Court.
- 5.Judgement of the Hon`ble AP High Court in Crl.Appeal No.185/2006, dated 03-12-2013.
- 6.From Sri N.Suryanarayana Murthy, S.A, O/o.CTO,Palakol, dt.4-2-14.
- 7.From DG., ACB, Rc.No.209/RCT-EWG/1998-S13, dated 26-03-2014.
- 8.From CCT, AP, Hyderabad, Lr.No.V4/29/1999, Dated 04-09-2014.

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ORDER:

Whereas in the reference 1st read above, orders have been issued dismissing Sri N.Suryanarayana Murthy, former Senior Assistant, O/o.CTO, Ganapavaram, West Godavari District as he was convicted by the Spl Judge for SPE and ACB cases, Vijayawada in C.C.No. 15/2000, dated 20-01-2006 for the offences punishable under sections 7 & 13 (2) read with section 13 (1) (d) of the Prevention of Corruption Act 1988 in a case of demand and acceptance of bribe from the complainant on 10-12-1998 for doing official favour. The AO was placed under suspension from 18-01-1999 to 04-01-2002 in connection with the above charge.

2. And Whereas, Sri N.Suryanarayana Murthy, former Senior Assistant, O/o.DCTO, Ganapavaram, West Godavari District aggrieved by the conviction orders passed by the Hon`ble ACB court, Vijayawada and the consequential dismissal orders passed by the Government, filed O.A.No.3024/2006 before the Hon`ble A.P. Adminstrative Tribunal. He has simultaneously filed the Crl.Appeal No.185/2006 before Hon`ble A.P.High Court. The Hon`ble Tribunal, vide reference 2nd read above passed interim orders suspending the dismissal orders. The OA was finally disposed vide reference 3rd read above setting aside the impugned orders issued by the Government dismissing the Accused Officer from Government Service. Aggrieved by the above, Government vide reference 4th read above filed W.P.No. 15412/2010 and the same is pending for disposal.

3. Whereas, the Hon'ble AP High Court has allowed the Criminal Appeal No.185/2006 and passed orders on 03-12-2013 and set-aside the conviction and sentence recorded by trial court and found that the Accused Officer is not guilty of the offence and acquitted him of the charges, vide reference 5th read above.

4. Whereas, in the reference 6th read above, Sri N.Suryanarayana Murthy, former Senior Assistant, O/o.DCTO, Ganapavaram, West Godavari District, now working as Senior Assistant, O/o.CTO, Palakol represented that the Hon`ble High Court has allowed the Criminal appeal filed by him against the trial court judgment and requested to regularise the suspension period from 18-01-1999 to 04-01-2002, and to treat the same as duty period with all consequential benefits. The Director General, Anti-Corruption Bureau in the reference 7th read above has submitted that there are no grounds for preferring SLP before the Hon`ble Supreme Court of India against the orders of the Hon`ble High Court.

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5. Government after careful examination of the matter, have decided and hereby drop further action against Sri N.Suryanarayana Murthy, former Senior Assistant, O/o.DCTO, Ganapavaram, West Godavari District, now working as Senior Assistant, O/o.CTO, Palakol and the regularize the suspension period from 18-01-1999 to 04-01-2002 as duty under FR 54 - A (3).

6. The Commissioner, Commercial Taxes, AP., Hyderabad, shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri N.Suryanarayana Murthy, Sr.Asst., O/o.CTO, Palakol
through the Commissioner, Commercial Taxes, A.P., Hyderabad

The Commissioner, Commercial Taxes, A.P., Hyderabad

Copy to:

The Secretary to V.C., A.P. Vigilance Commission, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Accountant General, AP., Hyderabad.

The Director of Treasuries & Accounts, AP., Hyderabad.

The Revenue (CT-I) Department.

The Dy.Commissioner, (Commercial Taxes), Eluru, West Godavari District.

The Dy.Commissioner, (Commercial Taxes), Kakinada, East Godavari District.

SF/SC.

//Forwarded :: By Order //

SECTION OFFICER.